

**LOCAL AGENCY FORMATION COMMISSION
COUNTY OF SAN BERNARDINO**

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DATE: MAY 12, 2008

FROM: KATHLEEN ROLLINGS-McDONALD, Executive Officer

TO: LOCAL AGENCY FORMATION COMMISSION

SUBJECT: AGENDA ITEM #15 – PENDING LEGISLATION

The status of bills of interest to the Commission is outlined below:

- AB 1998 (Silva) proposes to transfer the responsibility to the FPPC for the filing required of individuals or groups which secure funds for campaigns in opposition or support of a LAFCO action. This bill has passed out of the Assembly and is now awaiting scheduling for Senate consideration. To date, no objections have been raised to the bill's provisions.
- AB 2484 (Caballero) proposes amendments to the Cortese-Knox-Hertzberg Local Government Reorganization Act to include the exercise of new or different functions or classes of service or the divestiture of a power as a "change of organization". This bill passed out of the Assembly Local Government Committee on April 30th with some minor concerns expressed. This bill will next go to the Assembly floor.
- SB1458 (Committee on Local Government) -- This bill is the comprehensive review and update of existing County Service Area (CSA) law. The bill has passed out of the Senate without any opposition and is now awaiting assignment in the Assembly.
- AB 2367 (Fuentes) proposes to change the statutory restriction on changes to pre-zoning from the current 2-years to 5-years and removes the exemption language to allow a city the ability to process a change within this period.

- AB 3047 (Assembly Local Government Committee) is the Cortese-Knox-Hertzberg Omnibus bill. This bill passed out of the Assembly Local Government Committee on April 30th and is being forwarded to the Assembly floor.
- SB 301 (Romero), proposes to address the issue of the sunset for VLF Subventions, was amended on April 29th to include the elimination of the sunset for incorporation proposals. This amended bill was passed out of the Senate on April 30th and is being forwarded to the Assembly Local Government Committee for consideration.
- SB 1191 (Alquist) – Proposes to add broadband equipment and transmission to the list of authorized CSD powers. The bill passed out of the Senate and is awaiting assignment in the Assembly.
- SB 375 (Steinberg) Sustainable Communities Strategies legislation has not been amended since March 2008. The CALAFCO Board of directors has taken the position of opposing the bill unless amended to include LAFCO in the process. However, LAFCO staff understands that the concerns for this bill as expressed by the California State Association of Counties (CSAC) are being addressed in proposed amendments to the bill and that CSAC has taken a position in support of the bill.

The following bills have been “gutted and amended” completely or had language removed from consideration:

- AB 2278 (Aghazarian) proposes to change the provisions of the Revenue and Taxation Code Section 99 to allow Fire Protection Districts to negotiate the property tax transfers required in a change of jurisdiction for themselves. According to the CALAFCO Legislative Chair, this bill has been “gutted and amended” and no longer pertains to a LAFCO process.
- AB 2367 (Fuentes) – extension of the pre-zoning requirement from two (2) to five (5) years. This bill has been “gutted and amended” and no longer pertains to a LAFCO process.
- AB 2499 (Smyth) – was considered a placeholder bill and will likely die.

Staff will be happy to address any questions on the information provided in this report prior to or at the hearing.

/krm